

**LEWIS BRISBOIS BISGAARD & SMITH LLP**

Julian J. Pardini, Esq. SB# 133878  
Stephen J. Liberatore, Esq. SB# 129772  
One Sansome Street  
Suite 1400, San Francisco, California 94104  
Telephone: (415) 362-2580  
Facsimile: (415) 434-0882

Attorneys for Defendant  
AMCO INSURANCE COMPANY

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

CHRISTINE DOUGHERTY,	)	CASE NO. C 07-01140 MHP
Plaintiff,	)	
	)	<b>[PROPOSED] ORDER</b>
v.	)	
	)	
AMCO INSURANCE COMPANY, and DOES	)	
ONE through TWENTY, Inclusive,	)	Date: July 30, 2007
	)	Time: 2:00 p.m.
Defendant.	)	Dept.: 15 — Hon. Marilyn Hall Patel

The motion of Defendant AMCO Insurance Company (hereinafter "AMCO") for summary judgment, or, in the alternative, for partial summary judgment, came on regularly for hearing on July 30, 2007, in Department 15 of the above-entitled Court, the Honorable Marilyn Hall Patel, Judge, presiding. Plaintiff Christine Dougherty ("Plaintiff"), appeared by counsel Stephen M. Murphy and David M. Porter; AMCO appeared by counsel Julian J. Pardini.

Having read and considered the opening, opposition, and reply briefs, and the exhibits submitted in support thereof, and having heard and considered the oral arguments of counsel,

**THE COURT HEREBY ORDERS AND DECREES** that AMCO's motion for summary judgment be, and hereby is, **GRANTED**.

[Or, alternatively:]

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1           **THE COURT HEREBY ORDERS AND DECREES** that AMCO's motion for partial  
2 summary judgment be, and hereby is, **GRANTED** as follows:

3           [ ]     As to the first cause of action of Plaintiff's complaint for breach of contract.

4           [ ]     As to the second cause of action of Plaintiff's complaint for breach of the implied  
5 covenant of good faith and fair dealing.

6           [ ]     As to Plaintiff's prayer for imposition of exemplary (punitive) damages.

7  
8           It is so ordered.

9  
10          Dated: \_\_\_\_\_

\_\_\_\_\_  
Marilyn Hall Patel, Judge  
United States District Court  
Northern District of California

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ONE SANSOME STREET, SUITE 1400  
SAN FRANCISCO, CALIFORNIA 94104  
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